## Message Text

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INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-05 H-01 INR-10 L-03 NSAE-00 NSC-05 PA-01 SP-02 SS-15 ICA-11 OMB-01 DRC-01 SY-05 /073 W

-----118252 070407Z /14/14

R 020602Z AUG 78
FM AMEMBASSY TOKYO
TO SECSTATE WASHDC 0069
INFO AMEMBASSY SEOUL
AMEMBASSY TAIPEI
AMCONSUL HONG KONG
USLO PEKING
COMUSJAPAN YOKOTA JA
CINCPAC HONOLULU HI

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CORRECTED COPY (EO AND REFERENCE)

CINCPAC ALSO FOR POLAD

E.O. 11652: NA

TAGS: PINT, MARR, JA

SUBJECT: KURISU DISMISSAL AFTERMATH

REF: TOKYO 13490 (DTG 260922Z JUL 78)

- 1. SUMMARY: RECENTLY DISMISSED JOINT STAFF COUNCIL CHAIRMAN KURISU MAY HAVE LOST BATTLE BUT WON WAR, JUDGING FROM LDP AND GOJ DECISIONS TO EXPEDITE STUDIES OF LEGISLATION GOVERNING USE OF SELF-DEFENSE FORCES (SDF) DURING EMERGENCY. END SUMMARY
- 2. GENERAL HIROOMI KURISU'S CONTROVERSIAL REMARKS ABOUT "EXTRA-LEGAL" EMERGENCY ACTIONS BY SDF (REFTEL) POSED TOO LIMITED OFFICIAL USE

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BLATANT CHALLENGE TO PRINCIPLE OF CIVILIAN CONTROL OF MILITARY FOR HIS CIVILIAN BOSSES TO IGNORE. NEVERTHELESS, UNIFORMED OFFICERS WIDELY SHARE KURISU'S BASIC CRITICISM OF EXISTING LAWS DURING EMERGENCY: ACCORDING TO PRESS, IMMEDIATELY AFTER FIRING KURISU DEF DIRGEN KANEMARU SENT MESSAGE TO FIELD COMMANDERS PROMISING ACTION ON THIS ISSUE.

- 3. MOREOVER, ON JULY 25 LDP EXECUTIVE BOARD DECIDED TO STUDY POSSIBILITY OF REPAIRING DEFECTS IN LEGAL LIMITS TO SDF ACTION IN EMERGENCIES, WHILE TREADING VERY CAUTIOUSLY ON QUESTION OF ENDORSING "EXTRA-LEGAL" ACTIONS.
- 4. ON JULY 28 CABINET ACKNOWLEDGED KANEMARU'S SACKING OF KURISU AND CONFIRMED GEN TAKEHIKO TAKASHIMA AS SUCCESSOR. AT SAME TIME, HOWEVER, AT URGING OF PARLIAMENTARY VICE MINISTERS WHO HAD MET PREVIOUS DAY, PM FUKUDA INSTRUCTED CONCERNED AGENCIES TO SPEED UP THEIR IN-PROGRESS STUDIES OF LEGISLATION PERTINENT TO DEFENSE EMERGENCIES. FUKUDA HAD DIRECTED SIMILAR INSTRUCTION SPECIFICALLY TO DEFENSE AGNECY (JDA) PREVIOUS DAY, IN TACIT ADMISSION THAT EXISTING LEGISLATION ABOUT WHICH KURISU HAD COMMENTED WAS IN FACT DEFECT IN NATION'S DEFENSE.
- 5. COMMENT: TO DATE, PRESS PLAY HAS BEEN EVEN-HANDED AND HAS AVOIDED RAISING SPECTER OF RESURGENT MILITARISM, WHICH WOULD HAVE BEEN MAJOR THEME OF EDITORIALS NOT TOO LONG AGO. WHILE KURISU HAD TO BE FIRED IN DEFENSE OF PRINCIPLE OF CIVILIAN CONTROL, LDP AND GOJ DECISIONS TO EXPEDITE STUDIES OF LEGISLATION TO COPE WITH DEFENSE EMERGENCIES HAVE LARGELY VINDICATED OUTSPOKEN GENERAL. KANEMARU HAS STATED INTRODUCTION OF BILL WAS UNLIKELY IN NEXT REGULAR SESSION OF DIET BEGINNING LATE DECEMBER, BUT DEFENSE INTELLECTUALS AND PRESS ARE LIKELY TO KEEP POT BOILING DURING MONTHS LIMITED OFFICIAL USE

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AHEAD. IF NOTHING ELSE, KURISU HAS CHARGED BATTERIES OF DEFENSE ESTABLISHMENT AND MAY WELL HAVE IMPROVED CHANCES FOR IMPORTANT CHANGE IN SDF'S LEGAL ENVIRONMENT. MANSFIELD

NOTE BY OC/T: DRC & SY TAKE AS ORIGINAL. ALL OTHERS TAKE AS CORRECTED COPY.

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## Message Attributes

Automatic Decaptioning: X Capture Date: 01 jan 1994 Channel Indicators: n/a

**Current Classification: UNCLASSIFIED** 

Concepts: MILITARY PERSONNEL, MILITARY PLANS, REMOVAL FROM OFFICE

Control Number: n/a
Copy: SINGLE
Draft Date: 02 aug 1978
Decaption Date: 01 jan 1960
Decaption Note: Disposition Action: RELEASED Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW

Disposition Date: 20 Mar 2014 Disposition Event: Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978TOKYO13895
Document Source: DRA

**Document Unique ID: 00** Drafter: n/a Enclosure: DG ALTERED Executive Order: N/A

Errors: N/A **Expiration:** 

Film Number: D780332-0097, D780317-0338

Format: TEL From: TOKYO

Handling Restrictions: n/a

Image Path:

ISecure: 1

Legacy Key: link1978/newtext/t197808105/aaaadkea.tel

Line Count: 100 Litigation Code IDs: Litigation Codes:

Litigation History: Locator: TEXT ON-LINE, ON MICROFILM Message ID: f72c0358-c288-dd11-92da-001cc4696bcc Office: ACTION EA

Original Classification: LIMITED OFFICIAL USE Original Handling Restrictions: n/a Original Previous Classification: n/a Original Previous Handling Restrictions: n/a

Page Count: 2
Previous Channel Indicators: n/a

Previous Classification: LIMITED OFFICIAL USE Previous Handling Restrictions: n/a Reference: 78 TOKYO 13490

Retention: 0

Review Action: RELEASED, APPROVED Review Content Flags:

Review Date: 10 may 2005 Review Event: Review Exemptions: n/a **Review Media Identifier:** 

Review Release Date: n/a Review Release Event: n/a **Review Transfer Date:** Review Withdrawn Fields: n/a

SAS ID: 1555133 Secure: OPEN Status: NATIVE

Subject: KURISU DISMISSAL AFTERMATH TAGS: PINT, MARR, JA, (KURISU, HIROOMI)

To: STATE Type: TE

vdkvgwkey: odbc://SAS/SAS.dbo.SAS\_Docs/f72c0358-c288-dd11-92da-001cc4696bcc

Review Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014

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